

**Notice of Allowability**

Application No.

10/509,263

Examiner

Huy D. Nguyen

Applicant(s)

SPECTOR, SHELLEY J

Art Unit

2617

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 10/2/2006.
2. ☒ The allowed claim(s) is/are 16-21 and 23-36.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Lewis Gable on 12/22/2006.

The application has been amended as follows:

Claim 16, line 1: after "A method", "of" has been deleted; -- in a wireless communications system for -- has been inserted.

Claim 16, line 1: after "messages bearing", "subject matter" has been deleted; -- information about an event -- has been inserted.

Claim 16, line 2: before "users", -- groups of -- has been inserted.

Claim 16, line 3: "establishing a plurality of groups, each group dedicated to provide at least one user with" has been deleted; The following language has been inserted: -- dedicating each of a plurality of groups of users to include at least one first user and one second user, transmitting a first message to said one first user and a second message to said one second user, -  
-.

Claim 16, line 4: after "message bearing", "subject matter" has been deleted; -- information -- has been inserted.

Claim 16, line 4: after “related to”, “the selected one group” has been deleted; -- at least one group -- has been inserted.

Claim 16, line 6: after “each user to”, “select at least one” has been deleted; -- each -- has been inserted.

Claim 16, line 7: after “messages”, “hearing the subject matter” has been deleted; -- bearing the information -- has been inserted.

Claim 16, line 7: after “related to the”, “selected” has been deleted.

Claim 16, line 8: “obtaining” has been deleted; -- accessing -- has been inserted.

Claim 16, line 9: after “message”, -- in a wireless device -- has been inserted.

Claim 16, line 11: after “transmitting”, -- , via the wireless communications system, --

Claim 16, line 9: after “to receive”, “messages” has been deleted; -- at least one message -- has been inserted.

Claim 16, line 12: after “related to the”, “subject matter” has been deleted; -- information -- has been inserted.

Claim 16, line 13: after “group”, the following language has been inserted: -- wherein there’s included a further step of ranking and transmitting to said first user and said second user with respect to each other as to which of the first and second users of each group will receive first its message --.

Claim 22 has been canceled.

Claim 23, line 1: “22” has been deleted; -- 16 -- has been inserted thereto.

Claim 23, line 2: after “wherein the”, “subject matter” has been deleted; -- information -- has been inserted.

Claim 24, line 2: after “wherein the”, “subject matter” has been deleted; -- information -- has been inserted.

Claim 26, line 2: after “group of users,”, -- each of a plurality of groups of users including at least one first user and one second user, -- has been inserted.

Claim 26, line 7: after “being related to a”, -- corresponding one -- has been inserted.

Claim 26, line 10: after “solely to the”, -- corresponding one -- has been inserted.

Claim 26, line 12: after “relates only to”, -- the corresponding -- has been inserted.

Claim 26, line 16: after “the”, -- corresponding one -- has been inserted.

Claim 26, line 22: after “group”, the following language has been inserted: -- and ranking said first and said second users with respect to each other as to which of the first and second users of each group will receive its message first --.

Claim 30, line 1: after “claimed in”, “clam” has been deleted; -- claim -- has been inserted.

Claim 35, line 2: “computer” has been deleted; -- server -- has been inserted thereto.

2. The following is an examiner’s statement of reasons for allowance:

Regarding claims 16 and 26, the cited prior arts, either alone or in combination, fail to teach a further step of ranking and transmitting to said first user and said second user with respect to each other as to which of the first and second users of each group will receive first its message, in combination with all of other limitations in the claims.

Claims 17-21, 23-25 depend on claim 16. Thus, they are allowable.


Claims 27-36 depend on claim 26. Thus, they are allowable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Huy D. Nguyen whose telephone number is 571-272-7845. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph H. Feild can be reached on 571-272-4090. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

  
Huy D Nguyen  
Patent Examiner  
Art Unit 2617

  
JOSEPH FEILD  
SUPERVISORY PATENT EXAMINER